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8 UNITED STATES DISTRICT COURT
9 SOUTHERN DISTRICT OF CALIFORNIA
10 **(HONORABLE WILLIAM Q. HAYES)**

11 UNITED STATES OF AMERICA,

12 Plaintiff,

13 v.

14 JOSE SALVADOR HERRERA-TAPIA,

15 Defendant.
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) U.S.D.C. NO. 07CR3474-WQH

) DATE: February 25, 2008

) TIME: 2:00 p.m.

) NOTICE OF MOTIONS AND MOTIONS TO:

) 1) COMPEL DISCOVERY AND PRESERVE
EVIDENCE; AND

) 2) LEAVE TO FILE FURTHER MOTIONS
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18 TO: KAREN P. HEWITT, UNITED STATES ATTORNEY, AND
19 DAVID LESHNER, ASSISTANT UNITED STATES ATTORNEY:

20 PLEASE TAKE NOTICE that on February 25, 2008, at 2:00 p.m. or as soon thereafter as counsel may
21 be heard, the defendant, Jose Salvador Herrera-Tapia (hereinafter "Mr. Herrera"), by and through his counsel,
22 Shaffy Moeel and Federal Defenders of San Diego, Inc., will ask this Court to enter an order granting the
23 following motions.
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MOTIONS

The defendant, Jose Salvador Herrera-Tapia, by and through his attorneys, Shaffy Moeel and Federal Defenders of San Diego, Inc., pursuant to the United States Constitution, the Federal Rules of Criminal Procedure, and all other applicable statutes, case law and local rules, hereby moves this Court for an order:

- 1) to compel discovery and preserve evidence; and
- 2) for leave to file further motions.

These motions are based upon the instant motions and notice of motions, the attached statement of facts and memorandum of points and authorities, and all other materials that may come to this Court's attention at the time of the hearing on these motions.

Respectfully submitted,

Dated: February 19, 2008

/s/ Shaffy Moeel
SHAFFY MOEEL
Federal Defenders of San Diego, Inc.
Attorneys for Herrera